

TWENTY-THIRD DAY

(Tuesday, February 23, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moffett
Cotten	Moore
Fain	Morris
Formby	Ramsey
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence Granted

Senator Kelley was granted leave of absence for today and indefinitely on account of important business, on motion of Senator Stone.

Reports of Standing Committees

Senator Lanning submitted the following report:

Austin, Texas,
February 22, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Finance to whom was referred S. B. No. 185, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANNING, Chairman.

Senator Moffett submitted the following report:

Austin, Texas,
February 23, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred S. C. R. No. 19, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with Committee amendment and be not printed.

MOFFETT, Vice Chairman.

Senate Bills on First Reading

The following bills were introduced, read first time, and referred to the committees indicated:

By Senators Morris and Bullock:

S. B. No. 209, A bill to be entitled "An Act amending Article 4556, Chapter 10, Title 71 of the Revised Civil Statutes of Texas, as amended; and Articles 4557, 4558, 4559, 4561, 4562, 4563, 4564, 4565, and 4565-a, Chapter 10, Title 71 of the Revised Civil Statutes of Texas, 1925, as amended; and amending Chapter 5, Title 12 of the Penal Code of Texas by amending Articles 735 and 736 so as to provide for the duties of the Texas State Board of Examiners in Optometry; prescribing powers and duties of the Board; requiring all persons desiring to practice optometry in Texas to pass an examination; prescribing subjects for and method of giving examinations; requiring all persons to record licenses; providing grounds for refusal of and cancellation of licenses; prescribing examination fee and method of obtaining duplicate licenses; defining terms; specifying Acts, constitutional penal offenses and providing penalties therefor; repealing Article 4566-1, Chapter 10, Title 71 of the Revised Civil Statutes of Texas, 1925, as amended; repealing all laws and parts of laws in conflict with this Act and declaring that the remainder of the Act shall not be affected by the unconstitutionality or invalidity of any part thereof; and declaring an emergency."

To Committee on State Affairs.

By Senator Vick:

S. B. No. 210, A bill to be entitled "An Act amending Articles 728, 729,

730, 731, 732, and 733, Penal Code of the State of Texas, 1925, regulating and controlling the operation of barber shops and beauty parlors, by adding thereto Articles 728(a), 729(a), 730(a), 731(a), 732(a), 732(b), and 733(a), further regulating and controlling the operation of beauty shops and beauty schools; defining a 'manager' of a beauty shop or a beauty school, a 'beauty operator,' a 'manicurist,' a 'beauty shop,' a 'beauty school,' a 'beauty culture instructor' and a 'student'; providing that the names and locations of all beauty shops and beauty schools, with names of the owners and managers thereof, shall be filed with and the location of any buildings used therefor shall be approved by the State Board of Hairdressers and Cosmetologists; providing that notice of any change in the ownership, management or location of such beauty shops or beauty schools shall be given to said Board; providing for the ventilation, lighting, heating of and the furnishing of water to all buildings used as beauty shops or beauty schools; providing for the equipment of all beauty shops and beauty schools with facilities and supplies and all appliances, furnishings and materials necessary to enable persons working or employed in and about the same to comply with the law; providing that no owner, operator or manager of a beauty shop or beauty school shall knowingly permit any person suffering from a communicable or venereal disease to act as a beauty operator, instructor, manicurist, student or employee, or work or be employed in such shop or school, and that no person who, to his own knowledge, is suffering from such disease shall act in any of said capacities; providing sanitary rules and regulations for beauty shops and beauty schools so as to insure proper sanitary conditions and prevent the spreading of disease; providing that it shall be unlawful to use for a beauty shop or a beauty school any room or part of a room with an opening or openings of any kind into any room or rooms used for sleeping or residential purposes; providing that nothing herein contained shall affect or repeal any law now in force relating to the practice of hairdressing or cosmetology, but shall be cumulative thereof; providing a 'savings clause' to the effect

that if any provision of this Act shall be held invalid the other provisions shall not be affected; and declaring an emergency."

To Committee on Public Health.

By Senator Spears:

S. B. No. 211, A bill to be entitled "An Act amending Section 57, of the Certificate of Title Act as the same was amended by the Acts of the Forty-seventh Legislature, Regular Session, Chapter 187, Section 6, page 345; and declaring an emergency."

To Committee on Highways and Motor Traffic.

By Senator Sulak:

S. B. No. 212, A bill to be entitled "An Act making an appropriation to pay J. L. Stierling, Warrant No. 88470, dated February 7, 1935, on which payment is prohibited by the Statute of Limitation; and declaring an emergency."

To the Committee on Finance.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 23, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolutions:

H. C. R. No. 43, Extending greetings to Dr. Ramiro Calleso, third Vice President of Lions International.

H. C. R. No. 42, Authorizing the State Highway Department of Texas to lend certain equipment to the County of Grimes.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Motion to Take up Senate Joint Resolution 4

Senator Fain moved to suspend the rules prescribing limitations relative to the consideration of bills and resolutions during the first 60 days of the Regular Session of the Legislature and that S. J. R. No. 4 be taken up for consideration at this time.

The roll was called on the motion to suspend, and the President announced that the motion was lost by the following vote (not receiving the

necessary four-fifths vote of the Senate's entire membership):

Yeas—23

Aikin	Lovelady
Brownlee	Martin
Bullock	Mauritz
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	York
Lemens	

Nays—4

Beck	Morris
Metcalf	Winfield

Absent

Graves

Absent—Excused

Kelley	Spears
Shivers	

Motion to Take up Senate Joint Resolution 2

Senator Ramsey moved to suspend the rules prescribing limitations relative to the consideration of bills and resolutions during the first 60 days of the Regular Session of the Legislature and that S. J. R. No. 2 be taken up for consideration at this time.

The President announced that the motion was lost by the following vote (not receiving the necessary four-fifths vote of the Senate's entire membership):

Yeas—20

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Fain	Ramsey
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield

Nays—7

Chadick	Metcalf
Cotten	Morris
Formby	York
Lemens	

Absent

Graves

Absent—Excused

Kelley	Spears
Shivers	

Notice Given

At 10:40 o'clock a. m., Senator Brownlee gave notice that he would, at 11:00 o'clock a. m. tomorrow, move or ask that the Senate go into executive session at that time.

Senate Bill 21 on Second Reading

Senator Vick moved to suspend the rules prescribing limitations relative to the consideration of bills during the first 60 days of the Regular Session of the Legislature and that S. B. No. 21 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—27

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Bullock	Moffett
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Formby	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

Nays—1

Moore

Absent

Graves

Absent—Excused

Kelley	Spears
--------	--------

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 21, A bill to be entitled "An Act to provide that corporations organized without capital stock shall have the right to have their charters extended; naming the conditions under which such extensions will be granted by the Secretary of State; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time.

Senator Moore offered the following amendment to the bill:

Amend S. B. No. 21 by adding in line 30 after the words "have been met" the words "and if the Secretary of State, after a thorough examination which must be paid for by applicant, finds such corporation to be solvent,"

The amendment was adopted.

Senator Moore offered the following amendment to the bill:

Amend S. B. No. 21, Section 1, by adding after the words "without capital stock" the words "provided such corporation could now be organized and incorporated for the same purposes and in the same manner under the existing laws of this State."

Senator Vick moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—18

Brownlee	Lemens
Bullock	Martin
Chadick	Mauritz
Fain	Metcalfe
Formby	Morris
Graves	Sulak
Hazlewood	Vick
Jones	Winfield
Lanning	York

Nays—11

Aikin	Moore
Beck	Ramsey
Cotten	Shivers
Lane	Stone
Lovelady	Weinert
Moffett	

Absent—Excused

Kelley	Spears
--------	--------

Senator Martin offered the following amendment to the bill:

Amend S. B. No. 21 by striking out the word "shall" in line 30 where it appears after the word "State," and place in lieu thereof the word "may"

The amendment was adopted.

Senator Chadick offered the following amendment to the bill:

Amend S. B. No. 21 by adding the following the words "liabilities" on line 23, page 1 of the printed bill: "And any untrue statements as to the

solvency and/or assets and liabilities of such corporation shall be sufficient grounds for the forfeiture of the Charter of such corporation or extension thereof."

The amendment was adopted.

Senator Vick offered the following Committee amendment to the bill:

Amend by striking out paragraph (d) of Section 1 and inserting in lieu thereof the following:

"(d) The period of time for which the charter is extended, which period shall not exceed fifty years."

The amendment was adopted.

On motion of Senator Vick, it was ordered that the caption be amended to conform to the bill as amended.

Senator Aikin offered the following amendment to the bill:

Amend S. B. No. 21 by adding the following at the end of line 32: "The provision of the measure shall not be applicable to insurance companies."

Senator Vick moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—17

Brownlee	Martin
Bullock	Mauritz
Chadick	Metcalfe
Fain	Morris
Graves	Sulak
Hazlewood	Vick
Jones	Winfield
Lanning	York
Lemens	

Nays—12

Aikin	Moffett
Beck	Moore
Cotten	Ramsey
Formby	Shivers
Lane	Stone
Lovelady	Weinert

Absent—Excused

Kelley	Spears
--------	--------

Question recurring on the engrossment of the bill yeas and nays were demanded.

The bill was passed to engrossment by the following vote:

Yeas—19

Brownlee	Chadick
Bullock	Fain

Formby	Metcalf
Graves	Moffett
Hazlewood	Morris
Jones	Spears
Lanning	Vick
Lemens	Winfield
Martin	York
Mauritz	

Nays—10

Aikin	Moore
Beck	Ramsey
Cotten	Shivers
Lane	Stone
Lovelady	Weinert

Absent—Excused

Kelley	Sulak
--------	-------

Senate Bill 21 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 21 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—20

Brownlee	Martin
Bullock	Mauritz
Chadick	Metcalf
Fain	Moffett
Formby	Morris
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lanning	Winfield
Lemens	York

Nays—9

Aikin	Moore
Beck	Ramsey
Cotten	Shivers
Lane	Weinert
Lovelady	

Absent—Excused

Kelley	Spears
--------	--------

Senate Concurrent Resolution 11

On motion of Senator Ramsey, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. C. R. No. 11, Granting permission to Mr. and Mrs. Frank Lee to sue the State.

The resolution was read and was adopted by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

Absent—Excused

Kelley	Spears
--------	--------

Senate Bills and Joint Resolution on First Reading

By unanimous consent, the following bills and joint resolution were introduced, read first time, and referred to the committees indicated:

By Senator Moore:

S. B. No. 213, A bill to be entitled "An Act providing that a husband and wife may by written agreement partition or exchange between themselves any part or all of their community property so that the former community interest of each spouse shall thereafter constitute the separate property of each spouse; and providing the terms under which such agreements may be made; providing that such instruments must be recorded in order to be effective against innocent purchasers for value; and repealing all Acts or parts of Acts in conflict herewith to the extent of such conflict only; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Beck:

S. B. No. 214, A bill to be entitled "An Act to provide for the exemption from Title 78 of the Revised Civil Statutes of 1925, and amendments thereto, corporations or unincorporated associations organized for the purpose of supporting charitable, benevolent, educational, or missionary undertakings financed in whole or in

part by the United States of America; and declaring an emergency."

To Committee on Public Health.

By Senator Lemens:

S. B. No. 215, A bill to be entitled "An Act to amend Section 13, of Chapter 478, of the Acts of the Regular Session of the Forty-fifth Legislature of Texas so as to provide that a registered architect who has entered service in the United States Army, Navy, Marine Corps, or Coast Guard subsequent to October 1st, 1940 and who was at the time of his entry into said service or is now in good standing as a registered architect, shall have his name continued on the list of registered architects and shall be exempt from the payment of any further license fee during his service, as aforesaid, and until honorably discharged, and when honorably discharged from the service he shall be exempt from payment of such fee for the then current fiscal year; and declaring an emergency."

To Committee on State Affairs.

By Senator Moore:

S. J. R. No. 6, A joint resolution amending Section 15 of Article XVI of the Constitution of the State of Texas, by adding thereto a provision that the husband and wife from time to time may in writing partition between themselves in severalty or into undivided interests all or any part of their community property, whereupon without prejudice to the right of existing creditors the portion or interest set aside to each spouse shall be and constitute a part of the separate property of such spouse; further providing that such Constitutional amendment if adopted shall be self-operative and self-executing but that laws may be passed prescribing certain additional requirements; providing for the submission of this amendment to the voters of this State; prescribing the form of ballot; providing for the proclamation and publication thereof; and providing for the necessary appropriation to defray the necessary expenses for the submission of this amendment.

To Committee on Constitutional Amendments.

Reports of Standing Committees

Senator York, by unanimous consent, submitted at this time the following report:

Austin, Texas,
February 23, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to whom was referred S. B. No. 151, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LEMENS, Chairman.

Senator Winfield, by unanimous consent, submitted at this time the following report:

Committee Room,
Austin, Texas,
February 23, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Banking to whom was referred S. B. No. 61, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass but that the Committee substitute attached hereto pass in lieu thereof and be printed.

WINFIELD, Chairman.

Senator Beck, by unanimous consent, submitted at this time the following report:

Austin, Texas,
February 23, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred S. B. No. 195, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be printed.

BECK, Chairman.

Bills and Resolutions Signed

The President signed, in the presence of the Senate, after their captions had been read, the following enrolled bills and resolutions:

S. B. No. 142, A bill to be entitled "An Act to amend Subdivision 100 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, so as to

change the time and terms of holding the terms of District Court in four counties, constituting the 100th Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next term of court in said counties and district, as herein fixed; to validate the summoning of grand and petit juries under this Act; and declaring an emergency."

S. B. No. 177, A bill to be entitled "An Act to amend Subdivision 3 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, so as to change the time and terms of holding the Third District Court in Anderson, Henderson and Houston Counties, constituting the Third Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next term of court in said counties and district, as herein fixed; to validate the summoning of grand and petit juries under this Act; repealing all conflicting laws and parts of laws; and declaring an emergency."

S. B. No. 194, A bill to be entitled "An Act providing that the \$10,000 appropriated for a new boiler at Southwest Texas State Teachers College may be used by the proper authorities to purchase a used boiler including installation for such college; and declaring an emergency."

S. B. No. 66, A bill to be entitled "An Act amending Article 7631 of Chapter 2, of Title 128, of the Revised Civil Statutes of Texas of 1925; and declaring an emergency."

S. C. R. No. 18, Recalling S. B. No. 79 from the Governor.

S. C. R. No. 20, Inviting Fulton Lewis, Jr., to address a joint session of the Legislature.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 23, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill and resolution:

H. S. R. No. 104, Requesting the Senate to return H. B. No. 92, A local squirrel law for Fayette County, for further consideration.

H. B. No. 142, A bill to be entitled "An Act amending Section 1 of Chapter 36 of the General Laws of the Regular Session of the Forty-seventh Legislature so as to provide for removing the remains of, and/or erecting a monument at the grave of Captain William M. Logan, in Liberty County, Texas, instead of in old Allen Cemetery in Houston, Texas."

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 23, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 266, A bill to be entitled "An Act to amend Subdivision 36 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, so as to change the time and terms of holding the terms of District Court in Aransas, San Patricio, Bee, Live Oak, and McMullen Counties, constituting the 36th Judicial District of Texas; etc.; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

Appointment of Special Committee

Pursuant to the terms of S. C. R. No. 20, the President announced the appointment of the following committee, on the part of the Senate, to escort Fulton Lewis, Jr., to a joint session: Senators Lanning, Metcalfe, and Lane.

House Concurrent Resolution 43

The President laid before the Senate, and had read:

H. C. R. No. 43, Extending greetings to Dr. Ramiro Callezo; Vice President of Lions International.

On motion of Senator Lanning, and by unanimous consent, the resolution was considered immediately.

The resolution was adopted.

House Concurrent Resolution Referred

The following House concurrent resolution, received from the House today, was laid before the Senate, read by title, and referred to the committee indicated:

H. C. R. No. 42, to Committee on Highways and Motor Traffic.

House Bills on First Reading

The following House bills, received from the House today, were laid before the Senate, read first time, and referred to the committees indicated:

H. B. No. 266, to Committee on Civil Jurisprudence.

H. B. No. 142, to Committee on Finance.

Senate Concurrent Resolution 21

Senator Brownlee, by unanimous consent, offered at this time the following resolution:

S. C. R. No. 21, Authorizing Capital National Bank of Austin to sue the State.

The resolution was read and referred to the Committee on State Affairs.

Senate Bill 179 on Second Reading

On motion of Senator Shivers, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 179, A bill to be entitled "An Act providing that it shall hereafter be lawful to use one dog for the purpose of trailing a wounded deer in the County of Orange; and declaring an emergency."

The President laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 179 on Third Reading

Senator Shivers moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 179 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

Absent—Excused

Kelley

Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 180 on Second Reading

On motion of Senator Shivers, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 180, A bill to be entitled "An Act providing that it shall hereafter be lawful to use one dog for the purpose of trailing a wounded deer in the County of Jefferson; and declaring an emergency."

The President laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 180 on Third Reading

Senator Shivers moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 180 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Chadick
Beck	Cotten
Brownlee	Fain
Bullock	Formby

Graves	Moore
Hazlewood	Morris
Jones	Ramsey
Lane	Shivers
Lanning	Stone
Lemens	Sulak
Lovelady	Vick
Martin	Weinert
Mauritz	Winfield
Metcalf	York
Moffett	

Absent—Excused

Kelley Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 181 on Second Reading

On motion of Senator Shivers, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 181, A bill to be entitled "An Act providing that it shall hereafter be lawful to use one dog for the purpose of trailing a wounded deer in the County in Hardin."

The President laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 181 on Third Reading

Senator Shivers moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 181 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

Absent—Excused

Kelley Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Public Hearing on Senate Bill 123

Senator Chadick asked unanimous consent of the Senate that a public hearing be had by the Committee on Privileges and Elections on S. B. No. 123 at 2:00 o'clock p. m. on Thursday, February 25, 1943.

There was no objection to the request.

Adjournment

On motion of Senator Metcalfe, the Senate, at 12:12 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

In Memory of
Anthony Morales, Jr.

Senator Winfield offered the following resolution:

(Senate Resolution 43)

Whereas, The history of this Nation has proved that whenever an emergency has arisen calling for practical and actual demonstration of that unselfish, patriotic sentiment that is always present in the hearts of all Americans, the people of this Nation have invariably responded with spontaneous celerity; and

Whereas, Anthony Morales, Jr., being possessed of the patriotic spirit that could not tolerate the audacity of the Axis nations in their attempt to conquer or to crush the democratic principles of this Nation early offered his services to the Air Corps of this Nation; and

Whereas, Anthony Morales, Jr., Second Lieutenant in the Air Corps of this Nation made the supreme sacrifice on January 10, 1943, while stationed in the New Guinea area; and

Whereas, Anthony Morales, Jr., was at one time an employ of the Senate of Texas; and

Whereas, The Senate of Texas and all Americans feel that those who die while performing patriotic duties are examples of liberty loving Americans; now, therefore, be it

Resolved by the Senate of Texas, That our sincere and heartfelt gratitude and admiration for the unselfish giving of his life, while having the honor of serving his Country, be properly expressed; and, be it further

Resolved, That this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate forward to his parents, Mr. and Mrs. Anthony Morales of Del Rio, Texas, and to his widow at Albuquerque, New Mexico, a copy of this resolution.

WINFIELD.

Signed—Aikin, Beck, Brownlee, Bullock, Chadick, Cotten, Fain, Formby, Graves, Hazlewood, Jones, Kelley, Lane, Lanning, Lemens, Lovelady, Martin, Mauritz, Metcalfe, Moffett, Moore, Morris, Ramsey, Shivers, Spears, Stone, Sulak, Vick, Weinert, Winfield, and York.

The resolution was read.

On motion of Senator Martin, and by unanimous consent, the names of all Senators were added to the resolution as signers thereof.

The resolution was adopted unanimously.